

**Minutes of a Town Council meeting held on August 7th, A.D. 2014 at 7:00 o'clock PM in the Town Council Chambers, Town Hall, 40 Commons, Little Compton, RI. Members present: Charles N. Appleton, Jr., Fred M. Bodington, III, Paul J. Golembeske, Gary S. Mataronas and Robert L. Mushen. Also in attendance: Richard S. Humphrey, Town Solicitor and Tom Dunn, Business Manager.**

**Salute to the Flag.**

**Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To approve, as written the July 24, 2014 Town Council meeting minutes.**

**Announcements –**

**1. Patrick Martin has reached his 10 year anniversary of service to the Town on the Police Department and has been promoted to Corporal. Congratulations to Corporal Martin were expressed.**

**2. Anthony Deluca of the Ocean State Pops was in attendance to get a feel on the possibility of scheduling a 2015 Fire Works Celebration that may include a performance of the Pops**

**Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place on file the Maintenance**

## **Department Head Report for July 2014.**

**Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place on file the Building Official's Department Head Report for July 2014.**

**Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To approve a request of the Building Official/Zoning Official for the Town Solicitor to give a legal opinion of the application of Chapter 14-1.3, b & d of the Zoning Ordinances of the Town of Little Compton.**

**Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place on file a memorandum received from the Business Manager acknowledging the final transfer of FY15 appropriations made prior to July 1, 2014 by the Town Treasurer.**

**Motion made by Councilor Mushen, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Mataronas, Mushen) Councilor Golembeske recused himself from this matter: To request that the Little Compton Game Club submit additional supportive material regarding its original request for tax exempt status in order**

**to allow the Board of Tax Assessors the ability to reconsider their denial of the original request.**

**The Councilors commented on how they would like to proceed with the process of hiring a replacement Police Chief. All agreed that the applicants should come from within the department by designating an application period, conducting interviews and appointing from among the applicants. After a brief discussion the following was voted:**

**Motion made by Councilor Mushen, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To accept applications for the position of Chief of Police for the Town of Little Compton from eligible and interested members of IBPO Local 644 until 4 PM August 21, 2014 and to set date(s) for interviews of said applicants at the August 21, 2014 Town Council meeting.**

**Motion made by Councilor Appleton, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To seek bids for a wheelchair capable 10-14 passenger van to be used for senior transportation, contingent upon the Council President working with Church Community Housing Corporation for the appropriateness of the bid in order to qualify for the use of Community Development Block Grant Funds.**

**Comments received during an update of the recreational field project:**

- proposed athletic field boundaries extend 20-30 feet beyond the existing memorial stonewall**
- Carolyn Montgomery asked to continue to work with the town on the proposed relocation of the memorial wall**
- The Engineer suggests a curved wall, Councilor Mushen and several present agreed that a straight wall would be in keeping with the existing walls in the Commons**
- Councilor Mushen suggests applying for the larger scaled project to Dept. of Environmental Management, acknowledging that we still need to work on the memorial wall subject**
- Barbara Passmore – did you look at any other field locations?**  
**Answer: yes, but nothing was found viable**
- Dave Macgregor – made the following points: the field should remain in the Commons keeping all recreational facilities in the same general location, the larger plan allows for better drainage, a larger field will reduce maintenance as the use can be alternated throughout the field reducing damage found on smaller fields where they wear quicker.**
- Barbara Passmore – parking where will that be located now?**  
**Answer: Veteran's Field will serve as the parking area while the recreational use is found on the Peckham lot.**
- Councilor Golembeske noted that he spoke to some of the donors of the existing memorial wall who stated that relocating the wall would**

not be a problem for them. Removal without restoration would be a problem.

- Carolyn Montgomery worries about the work around the roots of the trees stated that they could likely be killed if damage is done to the root system. She also wishes to see the same stonewall mason and the same local stones used for the relocation of the memorial wall as opposed to importing new stones.
- Councilor Golembeske feels there are two (2) issues to the Memorial Wall debate, 1) an emotional value to the memorial itself and 2) the location of the wall
- Patrick McHugh feels the field is for all ages and that the replacement of the wall will be done with the respect deserved to honor the memorial

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To authorize and instruct the engineer to submit option #2 presented to the Recreation, Conservation and Open Space Committee to RI Dept. of Environmental Management with the contingency that he straighten out the stonewall proposed, designate said wall as the Memorial Wall, note that the stones for said wall shall be from the existing wall with any additional stone needed to come from this area and that the original stonewall builder be consulted on the project.

Shana Beland of Commerce RI and Sue AnderBois of RI Office of

**Energy Resources made a presentation to the Council regarding a Solarize Program proposed for three (3) towns in Rhode Island. The program will offer Town residents the ability to purchase through a group buying discount during a limited time offer to result in a cost savings for solar installation. After a brief presentation and discussion the following was voted:**

**Motion made by Councilor Bodington, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To agree to participate in The Solarize RI pilot program designating Councilor Robert Mushen as the lead contact to proceed with the development of a Memorandum of Understanding (MOU) and return with said MOU for further approval of the Council.**

**Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen: To re-appoint Rick Peckham to the Board of Directors for the Newport and Bristol County Convention & Visitors Bureau for the ensuing term.**

**Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen: To accept with regret the resignation of Jane P. Cabot as a member of the Zoning Board of Review effective immediately and to send a letter to Mrs. Cabot**

**expressing our gratitude for her years of service to the town.**

**Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen: To promote Mark Sawoski from 1st Alternate to full Board Member on the Zoning Board of Review filling the unexpired term of Jane P. Cabot which will expire July 15, 2016.**

**The vacancy of the third alternate seat on the Zoning Board of Review will be posted to receive letters of interest.**

**Motion made by Councilor Bodington, receiving a second by Councilor Appleton, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen: To grant permission to the Sogkonate Garden Club to begin a project to place a Blue Star By-Way Marker on Pikes Peak at a location previously agreed upon by review of Councilor Bodington.**

**Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen: To adopt the following proclamation:**

**PROCLAMATION**

**Whereas: the Declaration of Independence was adopted by Congress on July 4, 1776, and publicly announced to the world the unanimous decision of the American colonies to declare themselves free and independent states, absolved from any allegiance to Great Britain, and**

**Whereas: eleven years later-and four years after American victory in the War of Independence that a small group of delegates convened in Philadelphia to create a new constitution for governing the new nation, and**

**Whereas: these delegates met from May 25 to September 17, 1787 and sought “to form a more perfect Union” and “secure the Blessings of Liberty to ourselves and our posterity.”, and**

**Whereas: their challenge was to create the institutional arrangements for limiting power and securing the rights promised in the Declaration of Independence, while preserving a republican form of government that reflected the consent of the governed, and**

**Whereas: their solution was to create a strong government of adequate but limited powers, all carefully enumerated in a written constitution, and**

**Whereas: the Constitution for the United States of America created an energetic executive, a bicameral legislature and an independent**



**judiciary, including a system of separated powers-giving each branch different functions and responsibilities so that none dominates-and federalism, which divides authority between national and state governments, and**

**Whereas: since its ratification in 1789, the Constitution has secured our fundamental rights, providing for an unprecedented degree of human freedom at the same time that it upholds the rule of law,**

**Now Therefore Be It Resolved: That the Town Council of the Town of Little Compton, RI recognizes that to this day, some two hundred and twenty years after the American Revolution, the Declaration of Independence and the United States Constitution serve as powerful beacons to all those who strive for liberty and encourages the Citizens of Little Compton to read and review these precious documents during the week of September 17 – September 23, 2014 “Constitution Week”.**

**Adopted August 7, 2014**

**Robert L. Mushen, Town Council President**

**Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen: To grant permission to the LC Village Improvement Society to use Veteran’s Field on August 9, 2014**

**for an event called “Touch a Truck”, contingent upon filing the Town’s Indemnification Form.**

**Motion made by Councilor Bodington, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen: To adopt the following proclamation:**

**August 14th Proclaimed Liberty Tree Day**

**Town of Little Compton**

**By Robert L. Mushen, President, President Town Council**

## **A PROCLAMATION**

**WHEREAS, The early settlers of Boston planted an elm on Boston Neck in 1646 which grew tall and stately and subsequently became know as the “Liberty Tree,” and**

**WHEREAS, It was under this tree that colonists, about a century later, had many meetings and spoke out against British tyranny in preparing the groundwork for the independence of this nation, and**

**WHEREAS, In one such event, on August 14, 1765, the colonists resisted the Stamp Act by hanging in effigy Lord Bute, as the author of the act, and,**

**WHEREAS, The “Liberty Tree” became so well know as a rallying place for the leaders of the country in search of national independence the British authorities, in 1775, ordered it to be cut down, and**

**WHEREAS, The “Liberty Tree” from its original planting in 1646 grew to be a symbol of freedom for people everywhere;**

**WHEREAS, on September 28, 2008, an American Liberty Elm - a symbol of the Liberty Tree, was planted at the Town Landing.**

**Now, therefore, I, Robert L. Mushen, President of the Town Council of the Town of Little Compton do hereby proclaim as**

**LIBERTY TREE DAY**

**August 14, 2014**

**and urge all citizens of the Town of Little Compton to recall the significance and role of the “Liberty Tree” in the formation of our country’s independence and to rededicate themselves to the tradition of our ancestors, to the principles of freedom under which our country has grown and prospered.**

**Proclaimed this 7th day of August, in the year of our Lord, two thousand and fourteen.**

**ROBERT L. MUSHEN**

**Town Council President**

**Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen: That the bills be allowed and ordered paid as follows: \$51,833.21**

**Corcoran, Peckham, Hayes & Galvin, PC - Legal services \$1,740.00**

**Paychex of New York LLC - Treasurer \$502.64**

**Rich McGee & Son Excavating - Capital Fund - post POD \$692.00**

**Rich McGee & Son Excavating - Capital Fund - post POD \$660.00**

**Marion Welding Inc. - Transfer Station \$105.00**

**Michael Silva - Fire Dept. detail payment \$185.76**

**KTR Maintenance & Supply - Town Hall \$100.59**

**Hope Taylor - Tree Committee \$600.24**

**Allied Court Reporters Inc. - legal \$235.50**

**Vision Government Solutions Inc. - Assessors \$2,200.00**

**Walco - Town Hoist \$1,140.00**

**Coded Systems - codification - Council \$1,204.40**

**Edith L Marion - Building - Planning - zoning \$399.00**

**United Site Services - Transfer Station \$115.00**

**Fisher Bus Inc. - Senior Busing June \$300.00**

**Fisher Bus Inc. - Senior Busing July    \$300.00**

**Cox Communications - Computer    \$252.00**

**Cox Communications - Town Hall Depts.    \$240.96**

**Petro - diesel    \$1,038.85**

**Petro - gasoline    \$3,860.17**

**Postmaster - Town Hall    \$84.00**

**Denise Cosgrove - Assessors    \$24.42**

**RI Association of Assessing Officers - Assessors    \$60.00**

**Len Duckworth - Assessors    \$40.00**

**Postmaster - Assessors    \$245.00**

**Denise Cosgrove - Assessors    \$62.76**

**Eastbay Newspapers - Canvassers    \$50.40**

**Nationalgrid - Street Lights Town Dock    \$44.27**

**Nationalgrid - Street Lights    \$24.23**

**Roger's Machine Shop - Highway    \$2,100.00**

**Tiverton Auto Body - Highway    \$225.00**

**Dave Venancio - Inspectors    \$1,020.00**

**Rob's Auto Care Inc. - Maintenance    \$137.35**

**William L Moore - Inspectors    \$540.00**

**Rego & Sons Landscape Services - Civic Rec.    \$2,450.00**

**Postmaster - Treasurer    \$196.00**

**Wilbur's General Store - Town Hall    \$18.84**

**KTR Maintenance & Supply - Public Safety Complex    \$1,170.00**

**Hose Connection - Fire Dept.    \$10.75**

**Able Engineering Inc. - Fire Dept.    \$1,233.00**

**Verizon Wireless - Fire Dept.    \$127.32**

**Rob's Auto Care Inc. - Fire Dept. \$35.00**

**Wilbur's General Store - Fire Dept. \$51.11**

**C&S Specialty Inc. - Fire Dept. \$336.46**

**Shipman's Fire Equipment - Fire Dept. \$153.95**

**Belmont Springs - Fire Dept. \$16.36**

**RI Uniform & Supply Inc. - Fire Dept. \$78.99**

**RI Uniform & Supply Inc. - Fire Dept. \$109.98 \$2,152.92**

**Thomas Wood - Police Dept. \$430.00**

**Belmont Springs - Police Dept. \$22.05**

**Rob's Auto Care Inc. - Police Dept. \$35.00**

**Rob's Auto Care Inc. - Police Dept. \$692.50**

**Rob's Auto Care Inc. - Police Dept. \$339.00**

**Rob's Auto Care Inc. - Police Dept. \$1,009.76**

**Rob's Auto Care Inc. - Police Dept. \$45.00 \$2,573.31**

**Verizon Wireless - Drug Forfeiture \$294.27**

**Verizon Wireless - Transfer Station \$30.24**

**Verizon Wireless - Building Official \$59.01**

**Verizon Wireless - Maintenance \$35.82**

**Verizon Wireless - Maintenance \$31.63**

**Sakonnet Plumbing & Heating - Public Safety Complex \$304.20**

**Gareth Eames - Inspector \$555.00**

**Rob's Auto Care Inc. - Maintenance \$199.90**

**Wilbur's General Store - Maintenance \$3.59**

**Wilbur's General Store - Transfer Station \$3.94**

**Richard S. Humphrey - legal services \$1,377.50**

**Andelman & Lelek Engineering Inc. - capital expense**

**bond \$19,847.50**

**Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen: To adjourn at 8:20 PM.**

**Carol A Wordell, Town Clerk**